

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

DONALD HESS and ELIZABETH  
PADILLA, individually and on behalf of  
all others similarly situated,

Plaintiffs,

-against-

BED BATH & BEYOND INC.,

Defendant.

ANALISA TORRES, District Judge:

USDC SDNY  
DOCUMENT  
ELECTRONICALLY FILED  
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DATE FILED: 9/30/2021

21 Civ. 4099 (AT)

**ORDER**

The Court has reviewed the parties' letters dated September 22 and 29, 2021. ECF Nos. 21–22. Accordingly:

1. Defendant's request for leave to file a motion to dismiss the first amended complaint is GRANTED;
2. By **November 4, 2021**, Defendant shall file its motion to dismiss;
3. By **November 29, 2021**, Plaintiffs shall file their opposition papers, and;
4. By **December 13, 2021**, Defendant shall file its reply, if any.

The Clerk of Court is directed to terminate the motion at ECF No. 21.

SO ORDERED.

Dated: September 30, 2021  
New York, New York



ANALISA TORRES  
United States District Judge